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**From:** Fegley, Robert [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=790AA5A70D9045BDA631D9D6E548D704-FEGLEY, ROBERT]  
**Sent:** 5/24/2016 12:40:01 PM  
**To:** Hauchman, Fred [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f8bf9785f32048ccad5f60b25a72017d-Hauchman, Fred]  
**Subject:** RE: Land Team News Roundup - 5/20/16 & 5/23/16

I know. Probably one or two on TSCA and Zika would have sufficed -- a lot of redundancy especially on the TSCA stuff. We are still learning how to triage

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**From:** Hauchman, Fred  
**Sent:** Monday, May 23, 2016 7:09 PM  
**To:** Fegley, Robert <Fegley.Robert@epa.gov>  
**Subject:** Re: Land Team News Roundup - 5/20/16 & 5/23/16

This is full of interesting and timely articles. Wish we had time to go over them all.

Sent from my iPhone

On May 23, 2016, at 4:58 PM, Fegley, Robert <Fegley.Robert@epa.gov> wrote:

FYI – we should talk about what you want to see on these things

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**From:** Cybulski, Walter  
**Sent:** Monday, May 23, 2016 4:37 PM  
**To:** McQueen, Jacqueline <McQueen.Jacqueline@epa.gov>; Cuje, Jace <Cuje.Jace@epa.gov>; Fleming, Megan <Fleming.Megan@epa.gov>; Fegley, Robert <Fegley.Robert@epa.gov>; Flowers, Lynn <Flowers.Lynn@epa.gov>; Smith, Kelley <Smith.Kelley@epa.gov>  
**Cc:** Cybulski, Walter <Cybulski.Walter@epa.gov>  
**Subject:** Land Team News Roundup - 5/20/16 & 5/23/16

Rolling up Friday and Monday news, resulting in a number of articles. I have separated items by topic today, due to the volume, so that you can focus on your area(s) of interest. The biggest story seems to be Congress' intention to pass the new TSCA legislation before the Memorial Day break. This seems more likely now that some holdouts appear to be on board.

#### **TSCA REFORM**

- Lawmakers Ready Final Push to Get TSCA Reform Done (5/20)  
After months of bicameral negotiations, lawmakers announce they have effectively reached an agreement to overhaul the nation's primary industrial chemicals law. Nearly a dozen Democratic and Republican senators say they intend to pass legislation to overhaul the Toxic Substances Control Act before departing for a week-long break at the end of the month. Legislation to revamp TSCA will receive a House vote next week, says a spokesman for Majority Leader McCarthy.

- Final TSCA Reform Bill Would Give Major Boost To EPA's Toxics Oversight (5/20)  
Lawmakers' final compromise bill to overhaul the 1976 Toxic Substances Control Act (TSCA) would significantly boost EPA's authority to regulate chemicals, including mandating reviews of whether existing substances are safe; setting deadlines for restricting chemicals deemed unsafe; and requiring safety findings before new substances enter the marketplace.
- Chemical Reform Bill's Preemption Provisions Panned as Vote Nears (5/20)  
The House Rule Committee will take up a bill that reconciles the House and Senate's separate measures to reform the Toxic Substances Control Act. For the first time, the nation's primary chemicals law would require the EPA to evaluate the risks of chemicals in commerce. The bill also would make it easier for the EPA to obtain toxicity and other information to assess chemical risks, require chemical manufacturers to pay fees for services the agency provides, allow states access to confidential chemical information they may need to address spills or other situations and yet protect industry's ability to keep certain information confidential and out of competitors' hands.
- House tees up vote for final TSCA bill, releases text (5/20)  
House lawmakers released the final text of a proposed deal to reauthorize the nation's chemical law this afternoon as lawmakers, state agencies and interest groups continued to jockey for changes to the bill.  
**May 20 Version of Bill:** <http://docs.house.gov/billssthisweek/20160523/CPRT-114-HPRT-RU00-HR2576SA.pdf>
- State regulators criticize 'deeply troubling' TSCA deal (5/20)  
Six states are pushing back against an emerging congressional deal on chemicals legislation, calling it insufficiently protective for their residents.
- Rules Committee to set vote on final TSCA bill (5/23)  
The House Rules Committee will take the first step this evening to set up a vote on final legislation to reauthorize the nation's chemicals law, which could come as soon as tomorrow. The committee will review Senate amendments to a House bill passed last year, H.R. 2576, or the "TSCA Modernization Act."
- Key House Dems announce support of TSCA deal (5/23)  
Last-minute changes to pending legislation to update the federal government's handling of toxic chemicals won the support of three top House Democrats today.
- Dems win more changes on state pre-emption, EPA authority (5/23)  
Congressional Democrats secured changes over the weekend to pending chemicals legislation that address several thorny issues, which was enough to bring three key lawmakers on board. Rep. Frank Pallone (D-N.J.), the ranking member on the House Energy and Commerce Committee, said today he now supports the final legislation.

#### **TSCA CHEMICAL SUBSTANCES**

- EPA Plans Four New Rules, One Expanded Rule for Chemicals (5/20)  
The Environmental Protection Agency's portion of the spring Regulatory Agenda includes four new chemical rulemakings and one expanded chemical rule.
- Corporate Chemical Risks Get Their Own Footprint (5/20)  
Consumer-facing companies that do a good job of managing chemical risks in their products and supply chains could be rewarded financially under a new footprinting framework being championed by a group of investors and institutional purchasers. These risks have come into sharper focus in recent years amid a rise in regulations and consumer concerns over hazardous chemicals in everything from food to cosmetics.

## PESTICIDES

- Regulatory Agenda: EPA Plans New Pollinator Data Rule (5/20)  
The EPA plans to propose a new regulation before President Obama leaves office that could require pesticide makers to begin submitting more data to the agency on how their products affect pollinators. Currently, the EPA can request pollinator data on an as-needed basis if it determines there is some concern a pesticide may harm the crucial insects. This regulation would formalize exactly what types of data companies would need to submit for certain types of chemicals.
- European Union Postpones Glyphosate Reauthorization Vote (5/20)  
A regulatory committee of European Union member state representatives once again defers a vote on the reauthorization in the bloc of the herbicide glyphosate, signaling a continued deadlock among EU countries over the substance. The current EU authorization for glyphosate—one of the world's most widely used active ingredients in herbicides, including in Monsanto's Roundup brand—expires June 30, but finding agreement on reauthorization has proved controversial and difficult because of concerns that the substance might be carcinogenic.
- Malathion, Two Other Pesticides Added to Prop. 65 List (5/20)  
California's Office of Environmental Health Hazard Assessment adds malathion, parathion and tetrachlorvinphos to the state's Proposition 65 list of carcinogens

## RCRA, SUPERFUND, RMP

- Industry, Advocates Rebut EPA Defense Of Definition Of Solid Waste Rule (5/20)  
Industry parties and environmentalists in separate legal briefs are rebutting EPA's defense of its 2015 definition of solid waste (DSW) rule, questioning on different grounds the agency's provision excluding "verified recyclers" from hazardous waste rules and disputing other arguments the agency makes in its attempt to convince a federal appellate court to uphold the rule.
- EPA Waste Agenda Targets Chemical Security, Vapor Intrusion (5/20)  
The Environmental Protection Agency's Office of Land and Emergency Management pledged to finalize rules on chemical security risk management and vapor intrusion in the remaining eight months of the Obama administration, according to the Office of Management and Budget's Unified Agenda.
- Utility Companies, Environmental Groups Spar Over EPA Coal Ash Rule (5/20)  
Utility groups and environmental organizations clash over the EPA's obligation to regulate inactive impoundments under its 2015 coal ash rule. The environmental groups argue for EPA to regulate inactive coal ash impoundments, while industry counterparts protest the regulation as a statutory violation. A court order also suspends the briefing schedule in order for the court to further review the litigation
- Taconic Site in New York Added to Superfund List for PFOA (5/20)  
A plastics manufacturer near Albany, N.Y. was named as a potential responsible party for perfluorooctanoic acid (PFOA) contamination of a town water supply and its site was added to the state Superfund list by the Department of Environmental Conservation. The action is the second of its kind taken by the state in response to PFOA contamination in Rensselaer County. The state added a plant operated by Saint-Gobain Corp. to the Superfund list in January in response to PFOA contamination in Hoosick Falls, N.Y.  
**Additional Info on Northeast Contamination Sites (NH, VT, NY):**  
<http://www.eenews.net/greenwire/2016/05/20/stories/1060037625> (5/20)

## ZIKA

- Researchers solve the structure of the Zika virus helicase (5/20)  
Scientists have solved the structure of the Zika virus helicase, which is a key target for antiviral development.
- EPA Taking on Unusual Projects in Fight Against Mosquitoes Carrying Zika (5/20)  
While the Centers for Disease Control and Prevention is coordinating the U.S. government's fight against the Zika virus, the EPA is playing a leading role, according to a senior EPA official. Marty Monell, a deputy director at the agency's Office of Pesticide Programs, is the EPA's point person helping to coordinate the federal response to the mosquito-transmitted virus. Monell says the CDC is mainly focused on surveilling and treating the virus while the EPA is working on stopping the insects that carry it.
- CDC Is Monitoring 279 Pregnant Women With Possible Zika Virus Infections (5/20)  
Doctors are monitoring 279 pregnant women with confirmed or suspected Zika virus infections in the United States and its territories, federal health officials said Friday. Of those women, 157 are in the 50 states and the District of Columbia, and 122 are in territories, including Puerto Rico.
- Zika Virus Likely to Spread in U.S. 'In the Next Month or So,' Official Says (5/23)  
There are more than 500 cases of the Zika virus in the U.S. The Zika virus will likely begin spreading in the U.S. "in the next month or so," a top health official said Sunday, highlighting the need for "forceful preparation."